

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

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FISCAL IMPACT STATEMENT

LS 6891

BILL NUMBER: HB 1579

NOTE PREPARED: Feb 5, 2013

BILL AMENDED:

SUBJECT: Open Container Laws.

FIRST AUTHOR: Rep. Smaltz

FIRST SPONSOR: Sen. Kruse

BILL STATUS: As Passed House

FUNDS AFFECTED: **GENERAL
DEDICATED
FEDERAL**

IMPACT: No Fiscal Impact

Summary of Legislation: This bill increases the number of hours of community restitution or service that a person convicted of operating a vehicle while intoxicated must perform.

The bill specifies that, for purposes of open container laws, a person who is in the passenger compartment of a vehicle used to transport passengers for compensation or the living quarters of a house coach or trailer does not include the operator of the vehicle.

Effective Date: July 1, 2013.

Explanation of State Expenditures:

Explanation of State Revenues:

Explanation of Local Expenditures: The bill increase number of hours of community restitution or service from 180 hours to 240 hours if a person convicted a second time of operating a vehicle while intoxicated.

For FY 2011, the Bureaus of Motor Vehicles reports about 12,185 people were found guilty of operating a vehicle while intoxicated but it is unknown how many citations were for a second offense.

Explanation of Local Revenues:

State Agencies Affected:

Local Agencies Affected:

Information Sources:

Fiscal Analyst: Chuck Mayfield, 317-232-4825.